

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

JORGE E GONZALEZ LOPEZ
DEBTOR

CASE NO. 10-10853 (SEK)

CHAPTER 13

MOTION FOR DISMISSAL

TO THE HONORABLE COURT:

NOW COMES Scotiabank de Puerto Rico, through counsel, and most respectfully **STATES** and **PRAYS**:

1. Instant petition was filed on November 18, 2010.
2. On December 21, 2010, appearing party filed a secured proof of claim which is incorporated by reference.
3. As of the filing of the Bankruptcy petition Debtor was 6 payments of \$582.00 in arrears with respect to the mentioned note. Total pre-petition arrears \$7,989.54. See Proof of Claim for statement of account.
4. Debtor is now 3 post-petition payments in arrear as of filing of this motion. Total post-

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petition arrears \$1,811.73. See Unsworn Statement attached.

5. Failure to make post-petition payments constitute cause for dismissal under 11 U.S.C. 1307(4).

6. Dismissal of instant petition is beneficial to creditors and parties in interest.

7. Enclosed Statement under Service Members Act for debtor.

NOTICE TO CREDITORS AND OTHER PARTIES IN INTEREST

Please take notice that unless a party in interest files an objection to this Request for Dismissal and request a hearing in writing with the Clerk of the Court, and serves with copy to the undersigned attorney within **THIRTY (30) DAYS** from the date of this Notice, the Dismissal may be approved by the Court without further notice or hearing. If the party in interest concurs with the above Dismissal, no action need be taken.

WHEREFORE it is respectfully requested that this Motion BE GRANTED and that instant matter be dismissed,

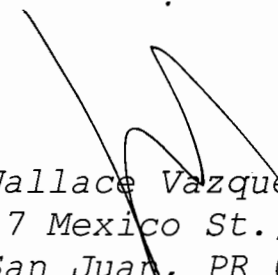
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with such further relief as is deemed appropriate under the circumstances.

I **CERTIFY** that copy of this Notice was sent via first class mail to all creditors and parties in interest, as per enclosed master address list.

In San Juan, Puerto Rico, this 11 day of March, 2011.



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Label Matrix for local noticing
0104-3
Case 10-10853-SEK13
District of Puerto Rico
Old San Juan
Thu Mar 10 13:53:34 AST 2011

PR DEPARTMENT OF LABOR
PRUDENCIO RIVERA MARTINEZ BLDG
505 MUNOZ RIVERA AVENUE
12 FLOOR
SAN JUAN, PR 00918

US Bankruptcy Court District of P.R.,
U.S. Post Office and Courthouse Building
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

CITICARD
PO BOX 183070
COLUMBUS OH 43218-3070

FIRST BANK OF PR
P O BOX 9146
SAN JUAN PR 00908-0146

HOME DEPOT
PO BOX 3800
CAROLINA PR 00984-3800

SAMS CLUB
PO BOX 530942
ATLANTA GA 30353-0942

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SAN JUAN, PR 00902-0192

DEPARTAMENTO DE HACIENDA
PO BOX 9024140
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5003 CALLE SAN GERARDO
MAYAGUEZ PR 00682-6628

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BANKRUPTCY DIVISION
PO BOX 195387
SAN JUAN PR 00919-5387

FIRSTBANK
BANKRUPTCY DIVISION
PO BOX 11865
SAN JUAN PR 00910-3865

(p) INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 7346
PHILADELPHIA PA 19101-7346

SAMS DISCOVER CLUB
PO BOX 960013
ORLADO FL 32896-0013

SEARS CARD
BANKRUPTCY DIVISION
PO BOX 6923
THE LAKES NV 88901-6923

ALEJANDRO OLIVERAS RIVERA
ALEJANDRO OLIVERAS, CHAPTER 13 TRUS
PO BOX 9024062
SAN JUAN, PR 00902-4062

JORGE ENRIQUE GONZALEZ LOPEZ
1807 AVE PONCE DE LEON
PDA 26
SANTURCE, PR 00909-1954

INTERNAL REVENUE SERVICE
PO BOX 7346
PHILADELPHIA, PA 19101-7346

US TRUSTEE
EDIFICIO OCHOA
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901-1938

BANCO POPULAR DE PR
BANKRUPTCY DIVISION
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SAN JUAN PR 00936-6818

DEPARTMENT OF TREASURY
BANKRUPTCY DIVISION
PO BOX 9022501
SAN JUAN PR 00902-2501

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SANTURCE PR 00909-1954

MONEY EXPRESS
BANKRUPTCY DIVISION
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SAN JUAN PR 00908-0146

SCOTIABANK DE PR
BANKRUPTCY DIVISION
PO BOX 362649
SAN JUAN PR 00936-2649

TOYOTA CREDIT PR
BANKRUPTCY DIVISION
PO BOX 366251
SAN JUAN PR 00936-6251

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WILLIAM DAVILA DE PEDRO
WILLIAM DAVILA DE PEDRO LAW OFFICE
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SAN JUAN, PR 00918-3403

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

INTERNAL REVENUE SERVICE
PO BOX 21126
PHILADELPHIA PA 19114

End of Label Matrix	
Mailable recipients	30
Bypassed recipients	0
Total	30

BUFETE: WALLACE VAZQUEZ SANABRIA

**UNSWORN STATEMENT
UNDER PENALTY OF PERJURY**

The undersigned hereby certifies the following under penalty of perjury:

Debtor(s): JORGE E GONZALEZ LOPEZ

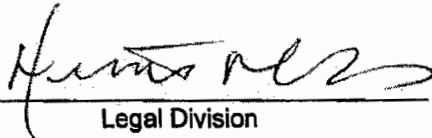
Loan No.: 000001423179

Bankruptcy No.: 10-10853

Post-petition arrears:	(3)	months at	\$582.00	=	\$1,746.00
	(3)	L/C	\$21.91	=	\$65.73

Current principal: \$43,842.06

Name:


Legal Division

Date: March 7, 2011

Department of Defense Manpower Data Center

Mar-10-2011 09:57:55



Military Status Report
Pursuant to the Service Members Civil Relief Act

◀ Last Name	First/Middle	Begin Date	Active Duty Status	Active Duty End Date	Service Agency
GONZALEZ-LOPEZ	JORGE E	Based on the information you have furnished, the DMDC does not possess any information indicating the individual status.			

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard).

Mary M. Snavelly-Dixon

Mary M. Snavelly-Dixon, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Service Members Civil Relief Act (50 USC App. §§ 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenselink.mil" URL <http://www.defenselink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person is on active duty and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. §521(c).

If you obtain additional information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects **active duty status** including date the individual was last on active duty, if it was within the preceding 367 days. For historical information, please contact the Service SCRA points-of-contact.

More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d)(1) for a period of more than 30 consecutive days. In the case of a member of the National Guard, includes service under a call to active service authorized by the President or the Secretary of Defense for a period of more than 30 consecutive days under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy TARs, Marine Corps ARs and Coast Guard RPAs. Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps) for a period of more than 30 consecutive days.

Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate.

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of SCRA extend beyond the last dates of active duty.

Those who would rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected.

WARNING: This certificate was provided based on a name and SSN provided by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.
Report ID:2BA9PGBRO2